

March 1 2010

Ed Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANAIN THE SUPREME COURT OF THE STATE OF MONTANA
Supreme Court Cause No. _____

LINDA L. HARRIS
HARRIS LAW FIRM, P.C.
GW BUILDING - SUITE 250
2722 THIRD AVENUE NORTH
BILLINGS MT 59101-1996
Tele: (406) 259-4402
Fax: (406) 256-5232
E-mail: linda@llharrislaw.com
Attorney for Respondent/Appellant

FILED

MAR 01 2010

Ed Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANA

On Appeal from the Montana Thirteenth Judicial District Court
Yellowstone County

IN RE THE PARENTING OF)

A.L.S.,)

A Minor Child)

TOBIN NOVASIO,)

Petitioner and Appellee,)

and)

TARA SYLVESTER,)

Respondent and Appellant.)

NOTICE OF APPEAL

NOTICE is given that Tara Sylvester, the Appellant above-named and who is the Respondent in the cause of action filed in Thirteenth Judicial District, in and for the County of Yellowstone, as Cause No. DR 06-1185, hereby appeals to the Supreme Court of the State of Montana from the final judgment or order entered in such action on the 22nd day of January, 2010.

1 **APPELLANT FURTHER CERTIFIES:**

- 2 1. That this appeal is subject to the mediation process required by M.R.App.P. 7.
- 3 2. There is no money judgment sought in this matter.
- 4 3. That this appeal is not an appeal from an order certified as final under M.R.Civ.P. 54(b).
- 5 4. That there is no notice required by M.R.App.P. 27 in that there are no challenges to the
- 6 constitutionality of any act of the Montana Legislature.
- 7 5. That all available transcripts of the proceedings in Cause No. DR 06-1185 have been
- 8 ordered from the Court Reporters contemporaneously with the filing of this Notice of Appeal.
- 9 6. That included herewith is the filing fee prescribed by statute.
- 10

11 **DATED** this 26th day of February, 2010.

12 **HARRIS LAW FIRM, P.C.**

13

14 By:  _____

15 LINDA L. HARRIS
16 Attorney for Respondent/Appellant

17

18

19

20

21

22

23

24

25

26

27

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

CERTIFICATE OF SERVICE

I hereby certify that I have filed a true and accurate copy of the foregoing NOTICE OF APPEAL with the Clerk of the Montana Supreme Court; and that I have served true and accurate copies of the foregoing NOTICE OF APPEAL upon the Clerk of the District Court, each attorney of record, and each party not represented by an attorney in the above-referenced District Court action, as follows:

PATRICK C. SWEENEY, P.C.
PATRICK C. SWEENEY
ATTORNEY AT LAW
2817 2ND AVE NORTH - SUITE 200
BILLINGS MT 59101
Attorney for Petitioner/Appellee

CAROL MUESSIG
CLERK OF DISTRICT COURT
YELLOWSTONE COUNTY COURTHOUSE
PO BOX 35030
BILLINGS MT 59107-5030

Dated this 26th day of February, 2010.

HARRIS LAW FIRM, P.C.

By 
LINDA L. HARRIS